

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

THE MENDHAM METHODIST  
CHURCH; and THE ZION  
LUTHERAN CHURCH LONG  
VALLEY,

Plaintiffs,

V.

MORRIS COUNTY, NEW JERSEY, et  
al.,

Defendants;

ATTORNEY GENERAL of NEW  
JERSEY,

Intervenor-Defendant.

Case No. 2:23-cv-02347

# Notice of Cross Motion for Preliminary Injunction and of Brief in Opposition to Motion to Stay

Return date: July 1, 2024

Oral Argument Requested

**PLEASE TAKE NOTICE** that counsel for Plaintiffs, the Mendham Methodist Church and the Zion Lutheran Church Long Valley, will move before the Honorable Evelyn Padin, United States District Judge of the District of New Jersey, on July 1, 2024, or on such other date as the Court orders, in the Martin Luther King Building & U.S. Courthouse, 50 Walnut Street, Newark, NJ 07102, for an Order pursuant to Federal Rule of Civil Procedure 65 preliminarily enjoining Defendants from enforcing Section 5.6.4 of the Morris County Historic Preservation Trust Fund Rules and Regulations to exclude Plaintiffs from eligibility for funding, or applying for funding, from the Morris County Historic Preservation Trust Fund, pending a final resolution of this case.

**PLEASE TAKE FURTHER NOTICE THAT** in support of their Motion, Plaintiffs will rely on the accompanying Brief and Exhibits along with any further submissions on reply. The accompanying Brief further responds to Intervenor-Defendant's Motion to Abstain and Hold the Case in Abeyance Pursuant to *Pullman* Abstention Doctrine (ECF 46). *See* Text Order (ECF 42) (approving combined briefing schedule for both motions).

**PLEASE TAKE FURTHER NOTICE THAT** a proposed form of Order is submitted herewith.

**PLEASE TAKE FURTHER NOTICE THAT** Plaintiffs respectfully request oral argument on their Motion. If oral argument is granted, Christopher Pagliarella, an associate at Jones Day who was first admitted to a state bar (New York) in June 2018, after graduating from law school in 2016, would present argument for Plaintiffs on one of the pending motions. *See* Pretrial and Trial Procedures for Judge Evelyn Padin, Part I(I) (Opportunities for Junior Lawyers).

Dated: May 28, 2024

Respectfully submitted,

/s/ Mark Roselli

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